

IN THE DRAWINGS:

Please substitute the enclosed 1 sheet of drawing for the drawing on file.

REMARKS

Reconsideration of this patent application is respectfully requested in view of the foregoing amendments, and the following remarks. Claims 1-20 are in the application.

Applicant submits herewith a new drawing, in response to the Notice of Draftsperson's Review. Entry of this drawing is respectfully requested.

Applicant appreciates the allowance of claims 1-16 and the indication of allowability of claims 18-20 by the Examiner.

The Examiner rejected claim 17 under 35 USC 103(a) as being unpatentable over Morgan in view of Baumgart-Schmitt. Applicant respectfully traverses.

Morgan describes a 3-D measuring system that can be used for measuring skin. However, Morgan does not describe a system having "at least two calibrated cameras for generating at least two photogrammetrically evaluable digital images of the change" as claimed in claim 17.

Morgan describes a system in which through several images, the sharpness is improved by deconvolution. In this way, images of a quality comparable to a "more expensive confocal scanning microscope" are obtained (see col 8, line 65-col. 9, line 17).

In Morgan, the term "cameras have been attached to microscopes" (col. 8, lines 67-68) indicates that there are several microscopes with one camera each. This has nothing to do with a stereo configuration. Further, the term "capturing and differencing pairs of frames" (col. 9, line 7) indicates the formation of differences of two pictures photographed one after the other. It has nothing to do with photogrammetry.

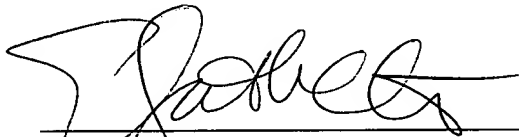
In addition, Morgan does not relate to a system with at least one of the cameras being adapted for taking color references images of healthy skin in the vicinity of the change. Morgan describes a video camera in col, 1, line 14, but not the photographing of a color reference image.

Finally, Morgan does not state that a two-dimensional image in color is recorded in the surrounding of the surface provided for 3-D measuring.

Combining Morgan with Baumgart-Schmitt would not lead to the invention of claim 17, because Baumgart-Schmitt does not disclose any of the features described above either.

Accordingly, Applicant submits that claim 17, and the rest of the claims in the application, are patentable over the cited references, taken alone or in combination. Early allowance of the claims is respectfully requested.

Respectfully submitted,



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Enclosure: 1 sheet of a formal drawing

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 9, 2006.


Kelly Espitia